

Atty. Dkt. No. 061270-0878

REMARKS

Applicants respectfully request reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

Claims 42-47 and 59-62 were pending in this application. Claims 42, 47, and 59-62 have been amended, and claims 63 and 64 have been added. Applicants submit claims 42-47 and 59-64 for reconsideration.

Applicants' undersigned representative thanks the Examiner for the courtesies extended during the interview on June 15, 2005, during which the undersigned representative discussed with the Examiner claims 42, 47, and 59-62 and the documents applied in the Office Action. Applicants have amended claims 42, 47, and 59-62 in a manner consistent with the discussion had with the Examiner at the interview.

Claims 42-44 and 47 are rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 4,946,180 (Baer). In view of the amendments presented herewith, Applicants request withdrawal of this rejection.

Each of independent claims 42 and 47, as amended, recites a "child seat for seating a child within a vehicle" comprising, among other things, "a base having a seating surface" and "an armrest connected to the base on a side of the seating surface." The "armrest is adjustable along a straight line between a first height position relative to the seating surface and a second height position relative to the seating surface."

Applicants respectfully submit that Baer does not teach or suggest amended claims 42 and 47. For example, Baer does not teach or suggest a child seat having an armrest that "is adjustable along a straight line between a first height position relative to the seating surface and a second height position relative to the seating surface," as recited in claims 42 and 47.

Consequently, independent claims 42 and 47 are patentable over Baer. Dependent claims 43 and 44 are patentable over Baer for at least the same reason as claim 42, and they recite additional limitations.

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Claims 42-47 and 60-62 are rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 5,895,095 (Chen). In view of the amendments presented herewith, Applicants request withdrawal of this rejection.

Each of independent claims 42, 47, and 60-62, as amended, recites a "child seat for seating a child within a vehicle," wherein "the child seat is configured for placement on a seat of the vehicle." Claims 42, 47, 60, and 61 also recite that "the child seat has a belt path configured to receive and locate relative to the child a lapbelt of a restraint system of the vehicle."

Applicants respectfully submit that Chen does not teach or suggest amended claims 42, 47, and 60-62. For example, Chen does not teach or suggest a "child seat for seating a child within a vehicle," wherein "the child seat is configured for placement on a seat of the vehicle," as recited in those claims. As a further example, Chen does not teach or suggest a child seat having "a belt path configured to receive and locate relative to the child a lapbelt of a restraint system of the vehicle," as recited in claims 42, 47, 60, and 61.

Independent claims 42, 47, and 60-62 therefore are patentable over Chen. Dependent claims 43-46 are patentable over Chen for at least the same reason as claim 42, and they recite additional limitations.

Claims 42, 43, 45, 46, 59, and 62 are rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent No. 5,050,933 (Tornero). In view of the amendments presented herewith, Applicants request withdrawal of this rejection.

Each of independent claims 42, 59, and 62, as amended, recites a "child seat for seating a child within a vehicle," wherein "the child seat is configured for placement on a seat of the vehicle." Claim 42 also recites that "the child seat has a belt path configured to receive and locate relative to the child a lapbelt of a restraint system of the vehicle."

Applicants respectfully submit that Tornero does not teach or suggest amended claims 42, 59, and 62. For example, Tornero does not teach or suggest a "child seat for seating a child within a vehicle," wherein "the child seat is configured for placement on a seat of the vehicle," as recited in those claims. As a further example, Tornero does not teach or suggest

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a child seat having "a belt path configured to receive and locate relative to the child a lapbelt of a restraint system of the vehicle," as recited in claim 42.

Thus, independent claims 42, 59, and 62 are patentable over Tornero. Dependent claims 43, 45, and 46 are patentable over Tornero for at least the same reason as claim 42, and they recite additional limitations.


Applicants believe that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is believed that a telephone interview would advance the prosecution of the present application.

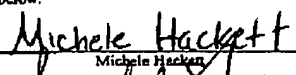

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. § 1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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Michele Hackett

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June 17, 2005
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